IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP NO.9880 OF 2007
DATE OF DECISION: 20-08-2007

Abhey Kumar Sandhu

.....Petitioner

VERSUS

Punjab Financial Corp. and others

.....Respondents

CORAM:- **HON'BLE MR.JUSTICE M M KUMAR**
HON'BLE MR.JUSTICE AJAY KUMAR MITTAL

PRESENT: Mr.Rakesh Gupta, Advocate
for the petitioner.

Mr.Pardeep Bhandari, Advocate
for the respondents.

M M KUMAR, J.

On 06-07-2007, while issuing notice to the respondents, learned counsel on instructions from the petitioner had stated that an amount of Rs.2 lacs by a post-dated cheque payable on 15-07-2007, would be paid to respondent No.1 and rest of the amount would also be paid within a period of six months. He had also assured the Court that the cheque shall be encashed and he would ensure that it did not bounce.

Mr.Bhandari, learned counsel for the respondents after receiving instructions from Ms.Sharda Aggrwal, Deputy Manager (Legal) states that the petitioner has not deposited the cheque amounting to Rs.2 lacs after 06-07-2007 although he had come with the post dated cheque on 04-07-2007, which was returned to him. Thereafter the petitioner never

approach the respondent-Corporation for depositing the cheque.

In view of the above, the bonafide of the petitioner has become doubtful and the undertaking given to this Court stands violated. Therefore, the petitioner has made himself dis-entitled for the grant of any equitable relief.

Accordingly, the petition fails and the same is dismissed.

(M M KUMAR)
JUDGE

(AJAY KUMAR MITTAL)
JUDGE

August 20, 2007
jt